



DAC #17

BOX DAC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:
LAFFEND ET AL.

CASE NO.: CR-9715-B

APPLICATION NO.: 08/849,404

GROUP ART UNIT: 1652

FILED: 22 MAY 1997

EXAMINER: BUGIASKY, G.

FOR: BIOCONVERSION OF A FERMENTABLE
CARBON SOURCE TO 1, 3-PROPANEDIOL BY
A SINGLE MICROORGANISM

ATTENTION: OFFICE OF PETITIONS
ASSISTANT COMMISSIONER FOR PATENTS
BOX DAC
WASHINGTON, DC 20231

RECEIVED
MAR 1 1999
OFFICE OF PETITIONS
DEPUTY A/C PATENTS

PETITION UNDER 37 CFR 1.137(B) FOR REVIVAL
OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY

Dear Sir:

The above-identified application became abandoned for failure to file a timely and proper reply to the Advisory Action mailed on 23 November 1998, following the Final Office Action mailed 24 June 1998, which document set a three month period for reply. The abandonment date of this application is 25 December 1998 (i.e., the day after the expiration date of the period set for reply plus any extension of time obtained therefor under the general authorization for payment of fees via the deposit account).

Applicant hereby petitions for revival of the application. The following elements are provided in support of this petition:

1. Petition fee under 37 CFR 1.17(m) for other than a small entity. Please charge the Petition to Revive Fee of \$1,210.00 to Deposit Account No. 04-1928 (E. I. du Pont de Nemours and Company). A duplicate copy of this Petition is enclosed. If the fee is insufficient or incorrect, please charge or credit the balance to the above-identified account.
2. Reply and/or fee. The Reply and/or fee to the above noted Office Action in the form of a continuing application under 37 CFR 1.153(d) and a preliminary amendment to place the application in condition for allowance.

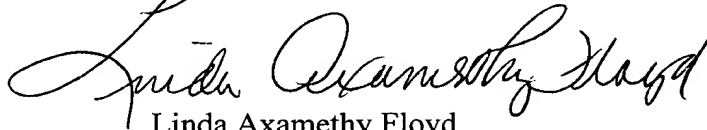
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3. Since this utility application was filed after 8 June 1995, no terminal disclaimer is required.
4. Statement. This entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. This petition is filed within three (3) months of the date the Applicant was first aware that the application was abandoned and within one year of the date of abandonment of the application.

Please contact the undersigned should any matter related to this Petition remain unresolved.

Respectfully submitted,



Linda Axiamethy Floyd
Registration No.: 33,692
Attorney for Applicants
Telephone: (302) 892-8112
Facsimile: (302) 992-5374

Date: FEBRUARY 24, 1999

Enclosures: CPA
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